REMARKS

Reconsideration of the present application is respectfully requested. Claims 1-18 have been rejected and are now pending. Claims 15-17 stand rejected under 35 U.S.C. § 112 and 35 U.S.C. § 101. Claims 1-18 stand rejected under 35 U.S.C. § 103(a). Arguments traversing the rejections are presented below. Claims 1, 9, 15, and 18 have been amended to overcome the respective rejections.

Claim Objections

Claims 1, 9, 15, and 18 are objected to for the informality of reciting "the errors" without proper antecedent basis. In response, the proper antecedent basis is restored by adding the term "processing" such that "the processing errors" now draw antecedent basis from a previous feature of each of the claims 1, 9, 15, and 18.

Rejections based on 35 U.S.C. § 112

Claims 15-17 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In particular, the Office states that claim 15 is indefinite for reciting "computer system" in the preamble. In response, claim 15 is amended to recite "media." Accordingly, the § 112 rejection to claim 15, and to claims 16 and 17 that depend thereon, is considered traversed.

Rejections based on 35 U.S.C. § 101

Claims 15-17 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter. In response, claim 15 is amended to recite "media."

Accordingly, the § 101 rejection to claim 15, and to claims 16 and 17 that depend thereon, is considered traversed.

Rejections based on 35 U.S.C. § 103

Claims 1-18 are rejected under 35 U.S.C. § 103(a) as being unpatentable under Brady Worldwide (LabelMark Labeling Software) (hereinafter the "Brady reference") in view of Applicant Admitted Prior Art (*see* Specification at pages 1 and 2).

The Brady reference and the Applicant Admitted Prior Art, whether taken alone or in combination, fail to teach or suggest all of the limitations of claims 1-18. Accordingly, Applicant respectfully traverses this rejection, as hereinafter set forth.

Independent claims 1, 9, 15, and 18 recite, incident to receiving search criteria for a cable-label records record, generating a *cable-label file* by reformatting the cable-label records record, wherein the *cable-label file is structured to promote manual manipulation of content* therein, or a variation thereof, as amended herein above. The Brady reference does not teach generating a cable-label file (upon receiving search criteria) from cable-label records that can be manipulated by a user. Instead, the Brady reference teaches editing Label Parts from the Label Part List. *See Brady reference* at pgs. 82-83. These are not files generated for printing and editing, but rather, the actual stored files. Accordingly, the files of the Brady reference are edited directly and, thus, would be altered even if a label generated for a particular request is altered for a specific reason (e.g., a custom cable). Thus, the Brady reference does not (a) generate a cable-label file structured to promote manual manipulation of content therein, or (b) generate a cable-label file incident to receiving search criteria. As a result, it is respectfully submitted that the Brady reference fails recite each of the features of the claims 1, 9, 15, and 18.

Further, independent claims 15 and 18 recite, "cable-label file is a cable label that includes the content of the converted cable-label file in the prescribed format" as amended hereinabove. As stated in the Office Action, the Brady reference does not teach that data in the labels produced by the method disclosed therein is cable data. Instead, the Office relies on the Background Section of the Specification to support a teaching of cable data. Specifically, the Office Action at page 8, lines 21 and 22, states that the Background Section discloses "labels can be created from a variety of industrial applications," and therefore it is Applicant Admitted Prior Art. Only, "[w]hen an applicant states that something is prior art, it is taken as being available as prior art against the claims" (emphasis added). *See* MPEP § 2129. The Background Section does not expressly state that the creating labels from a variety of industrial applications is prior art. Moreover, the statement that labels can be created from variety of industrial applications is prior art does not expressly or inherently teach a cable label that includes content of the converted cable-label file in a prescribed format. As such, the Background Section fails to cure the deficiencies of the Brady reference, and thus, claims are 15 and 18 are not obvious under the Office's proposed combination.

In view of the above, it is respectfully submitted that the Brady reference and the Excel reference, whether taken alone or in combination, fail to teach or suggest all of the limitations of claims 1, 9, 15, and 18. As such, it is respectfully requested that the 35 U.S.C. § 103(a) rejection of these claims be withdrawn. Each of claims 1, 9, 15, and 18 is believed to be in condition for allowance and such favorable action is respectfully requested.

Further, claims 2-8, 10-14, 16, and 17 depend, either directly or indirectly, from the independent claims and are allowable based, in part, on their dependency thereon.

CONCLUSION

For at least the reasons stated above, claims 1-18 are now in condition for allowance. Applicants respectfully request withdrawal of the pending rejections and allowance of the claims. If any issues remain that would prevent issuance of this application, the Examiner is urged to contact the undersigned – 816-474-6550 or btabor@shb.com (such communication via email is herein expressly granted) – to resolve the same. It is believed that no fee is due, however, the Commissioner is hereby authorized to charge any amount required to Deposit Account No. 21-0765 with reference to SPRI.105623.

Respectfully submitted,

/Benjamin P. Tabor/

Benjamin P. Tabor
Reg. No. 60,741

BPT/tq
SHOOK, HARDY & BACON L.L.P.
2555 Grand Blvd.
Kansas City, MO 64108-2613
816-474-6550